

TIVERTON TOWN COUNCIL

343 HIGHLAND ROAD

Regular Meeting: Monday, February 12, 2007 at 7:00

NOTE: Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.

DATE POSTED: 02-08-2007

1. PLEDGE OF ALLEGIANCE TO THE FLAG

2. ROLL CALL

Joanne M. Arruda Louise Durfee

Donald Bollin Jay Edwards

Paul E. Carroll Brian A. Medeiros

Hannibal Costa

RECOGNITION OF SHIRLEY CARON ON RETIREMENT AFTER 30 YEARS OF SERVICE TO THE TOWN OF TIVERTON LIBRARY

3. APPROVAL OF CONSENT AGENDA

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a

member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

4. BUSINESS BROUGHT BEFORE THE COUNCIL

A. CONSENT AGENDA:

(C.A.) 1. a. Minutes of Regular Council Meeting January 22, 2007

b. Executive Session Minutes of Council Meeting January 22, 2007

(C.A.) 2. Receipt of Minutes from the Following Boards, Commissions

a. Open Space Commission d. Personnel Board

b. School Committee (2) e. Tree Commission

c. Wastewater Management Comm f. Stone Bridge Task Force (2)

(C.A.) 3. CORRESPONDENCE

1. Received From Tiverton Conservation Commission Regarding Pedestrian

Crosswalks on Main Road

2. Received From Mr. Joseph Mederios Regarding Emergency Escape Route – Referred to Fire Chief Lloyd and Howard Passwater, Emergency Management Director

3. Received From Mr. Stuart Hardy Regarding Design standards for Commercial

And Mixed Use Development

4. Tiverton Conservation Commission – Copy of Letter Sent to Patriot Company

Regarding Trash Pickup

**5. Received From Randall and Kathleen Flanagan, 1974 Crandall Road
Requesting**

**Investigation of Non-conforming Use at 409 East Road – Referred to
Zoning Official – Response Attached – Referred to Town
Administrator**

**(C.A.)4. Tax Collector – G. Holewiak – Request Approval of
Abatements – Tax Sale to Town
of Tiverton**

(C.A.) 5. Tax Assessor–D. Robert – Request Approval of Abatements

**(C.A.) 6. Tax Assessor Board of Review – Request Approval of
Abatements**

**(C.A.) 7. Town Administrator – Request Interdepartmental Budget
Transfer of \$4,000 from**

**Acct# 115-100 (Planner Salary) to Acct# 107-623 (Planning
Board Office supplies)**

B – PUBLIC HEARINGS

C - BOARD OF LICENSING COMMISSIONERS

**1. JPA Island Enterprises, Inc d/b/a Lil' Bear Lounge - Renewal of
2007 Tobacco Dealer's License and Vending Machine Registration -
Subject to Meeting All Legal Requirements – Late Filing**

2. Algonquin Gas Transmission, LLC – Request Renewal of Street Excavator's License

Subject to Meeting All Legal Requirements – Late Filing

D - APPOINTMENTS & RESIGNATIONS:

1. Town Administrator – Distribution of Applications for Vacancies on Various Boards and Commissions to be Considered on February 26th Meeting

2. Town Administrator – Appointment to Landfill Sub Committee Continued From January 22 Meeting

3. Town Administrator – Appointment of DPW Director, D. Webster as Ex-officio Member of the Wastewater Management Commission

4. Town Council – Appointment of Councilor Arruda as Liaison to School Committee

E - UNFINISHED BUSINESS:

1. Town Council – Town Finance Official – Continued

a. December 29th and January 6th Town Treasurer Correspondence and Draft of

Duties and Responsibilities of Elected Full Time Treasurer

b. February 6th Town Treasurer Correspondence and Draft of Duties and

Responsibilities of Full Time Appointed Finance Officer and Elected Part Time Treasurer

2. Town Administrator – Release of Police Carry Forward Funds

Account #1-99-331-101 (Police Personnel) to Current Fiscal Year

331-101 Continued

From Meeting January 22nd

F – FINANCIAL BUSINESS

1. Planning Board – Request Release of Carry Forward Funds Account #1-99-107-398

(Professional/Tech) to Current Fiscal Year Account# 107-398 for \$19,101.27

2. Recreation Commission – J. Cook – Request Council Authority for Increase of Beach Fees

G - NEW BUSINESS:

1. Town Administrator - Presentation on Regulations Regarding Appointment of Local Fire Marshalls

2. Councilor Medeiros – Discussion/Explanation of New State Law Addressing Property

Tax Cap and Impact on Budget Process for Exceeding the Cap at FTM

3. Street Committee – Recommendation on Shore Road

H – BIDS AND REQUESTS FOR PROPOSALS

1. D. Webster – DPW Director – Request Authorization to Advertise for Price

Proposals and Statements of Qualifications for Outfall Identification

and Dry Weather Flow Survey

2. Town Administrator – Request Approval of Low Bid for Mowing Services Contract

I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS

J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS

K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS

5. CLOSED EXECUTIVE SESSION

1. Open space Commission– 42-46-5(a)(5) – Possible Acquisition or Disposition of Real Estate

2. Town Solicitor –42-46-5(a)(5)- Acquisition or Disposition of Town Owned Property

3. Town Solicitor – 42-46-5(a)(1) - Discussion of Personnel – Police Chief – Notice Sent

4. Town Administrator – 42-46-5(a)(2) – Collective Bargaining – Police IBPO

5. Town Solicitor – 42-46-5(a)(2) - Litigation

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended.

6. ADJOURNMENT

Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”